

**Kenyon & Kenyon**  
**One Broadway**  
**New York, NY 10004**

September 11, 2006

Mail Stop 16  
 Director of the US Patent and Trademark Office  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

To Whom It May Concern,

I have been assigned to reconcile the USPTO's Deposit Account against Kenyon and Kenyon's records. Below are charges that are inconsistent with what we believe is true. I would respectfully ask that you reimburse Kenyon and Kenyon's Deposit Account \$10600 for these fees listed below. If there is any other information you need, please feel free to contact me at [jduffy@kenyon.com](mailto:jduffy@kenyon.com).

14-27	\$	8894298	08423447701	2752	\$430.00	JNO	275	This is a credit entry, but not being charged for here
14-27	\$	8894298	08423447702	1871	\$780.00	JNO	282	This is a credit entry, but not being charged for here

Thank You,

*Judy Duffy*  
 Judy Duffy

*\$7,240.00*

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**New York, NY 10004**

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12-24	\$	50782332	10057491	1591	\$750.00	JNO		See 07/07 0117
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Thank You,

*Judy Duffy*  
 Judy Duffy

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OTPE LAP58  
JUL 12 2006  
U.S. PATENT & TRADEMARK OFFICE

**Request  
For  
Continued Examination (RCE)  
Transmittal**

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/854,568
Filing Date	May 15, 2001
First Named Inventor	S. BOGOCH
Art Unit	1644
Examiner Name	David A. Saunders
Attorney Docket Number	9425/46702

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_  
ii. ☐ Other \_\_\_\_\_  
b. ☒ Enclosed  
i. ☒ Amendment/Reply  
ii. ☐ Affidavit(s)/Declaration(s)  
iii. ☒ Information Disclosure Statement (IDS)  
iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. 1.17(i) required)  
b. ☐ Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 C.F.R. 1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 11-0600  
i. ☒ RCE fee required under 37 C.F.R. 1.17(e)  
ii. ☒ Extension of time fee (37 C.F.R. 1.136 and 1.17) Two months  
iii. ☐ Other \_\_\_\_\_  
b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed  
c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print /Type)	Teresa A. Lavenue	Registration No. (Attorney/Agent)	47,737
Signature	<i>Teresa Lavenue</i>	Date	July 12, 2006

**CERTIFICATE OF MAILING OR TRANSMISSION**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below:

Name (Print /Type)	07/14/2006 MBYEN1 00000003 110600 09854568		
Signature	01 FC:1801	790.00 DA	
Date			

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Adjustment date: 12/07/2006 SDIRET01  
07/14/2006 MBYEN1 00000003 110600 09854568  
01 FC:1801 790.00 CR

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12/07/2006 SDIRET01 00000010 110600 09854568  
01 FC:2801 395.00 DA



**UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No. : 09/854,568  
Applicants : S. BOGOCH  
Filed : May 15, 2001  
Title : METHODS AND COMPOSITIONS FOR STIMULATING THE IMMUNE SYSTEM  
  
Confirmation No. : 8438  
Art Unit : 1644  
Examiner : David A. SAUNDERS  
Docket No. : 9425/46702  
Customer No. : 23838

Assistant Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT AND RESPONSE**  
**TO FINAL OFFICE ACTION WITH RCE UNDER 37 C.F.R. § 1.114**

Dear Sir:

This is an Amendment filed with a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 and responds to the final Office Action mailed February 22, 2006. The RCE filed herewith is due by July 13, 2006 with a two-month extension, for which Applicants hereby petition. Please enter the amendments made herein prior to further prosecution. Applicants respectfully submit the claims as amended place the application in condition for allowance. The Commissioner is hereby authorized to charge the payment of any required fees, including the extension fee, to Kenyon & Kenyon LLP Deposit Account No. 11-0600.

Amendments to the Specification begin on page 2 of this paper

Amendments to the claims begin on page 3 of this paper.

Remarks/Arguments begin on page 6 of this paper.

Adjustment date: 12/07/2006 SDIRETAL  
07/14/2006 MBEYEN1 00000003 110600 09854568  
02 FC:1252 450.00 CR

07/14/2006 MBEYEN1 00000003 110600 09854568  
02 FC:1252 450.00 DA

NY01 1196143 v1

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12/07/2006 SDIRETAL 00000010 110600 09854568  
02 FC:2252 225.00 DA